



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

2876  
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TECH CENTER 2800

In re application of: Malcolm G. Smith, Sr.

Application No.: 09/663,832

Art Unit.: 2876

Filing Date: 09/15/2000

Examiner: Daniel A. Hess

For: "Rotatable Portable Card Having A Data Storage Device, Apparatus And Method For Using Same"

Atty. Dkt. No.: ULT-010

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date: August 24, 2004

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.
2. **STATUS:** Applicant is a small entity.
3. **EXTENSION OF TERM:** The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
4. **FEE FOR CLAIMS:** The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col.1) Claims Remaining After Amendment		(Col. 2) Highest No. Previously Paid For	(Col. 3) Present Extra	SMALL ENTITY Rate	Addit. Fee
Total	5	Minus	36	= 0	x \$9 =	\$0
Indep.	5	Minus	8	= 0	x \$43 =	\$0
First Presentation of Multiple Dependent Claim					+ \$145 =	\$0
Total Addit. Fee						\$0

**No additional fee for claims is required.**

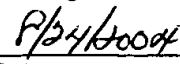
5. **FEE DEFICIENCY:** If any additional extension and/or fee is required, please charge Deposit Account No. 50-0574.

Customer No. 022888  
Tel.: (408) 451-5900

  
SIGNATURE OF PRACTITIONER

James E. Parsons  
Reg. No. 34,691

I hereby certify that this correspondence is being deposited with the United States Postal Service as FIRST CLASS MAIL in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 24, 2004.

  
Date

  
Signature: Rebecca A. Baumann